

POSTED 10/04/16 by CJ, Constable.

TOWN OF FREETOWN



WARRANT
FOR THE SPECIAL TOWN MEETING
TUESDAY, OCTOBER 18, 2016 – 7:00 P.M.

FREETOWN ELEMENTARY SCHOOL AUDITORIUM
43 BULLOCK ROAD, EAST FREETOWN, MASSACHUSETTS

Bristol, ss:

To either of the Constables in the Town of Freetown, Greeting:

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of the Town of Freetown who are qualified to vote in Town Affairs to meet in the Freetown Elementary School, Auditorium, 43 Bullock Road, East Freetown, Massachusetts, the Eighteenth day of October, 2016, at 7:00 P.M., then and there to act on the following Articles, viz:

ARTICLE 1: To see if the Town will vote to raise and appropriate the sum of Two Thousand Three Hundred Dollars (\$2,300.00) to purchase a Dog License Database with support for an online dog licensing program, and further to authorize the Board of Selectmen to enter into any agreement and execute all documents including contracts for a term in excess of three years, necessary to effectuate the purposes of this Article, and/or take any action relative thereto:

Submitted by Town Clerk and Animal Control Officer

Requires Majority Vote

EXPLANATION OF ARTICLE: To cover cost associated with purchasing a dog licensing program to allow residents to register and pay online for their yearly dog licenses. When the Town Clerk's Office is closed, the web-based program will allow the Animal Control Officer and Police Dept. access to locate the residence of stray dogs and to obtain rabies information.

ARTICLE 2: To see if the town will vote to raise and appropriate the sum of Two Hundred Nineteen Dollars and 60 Cents (\$219.60) to supplement the personnel cost of the Town Clerk budget for the FY2017, and/or take any action relative thereto.

Submitted by: Jacqueline A. Brown, Town Clerk

Requires Majority Vote

EXPLANATION OF ARTICLE: To cover additional hours needed for the Presidential Election and the Early Voting period.

ARTICLE 3: To see if the Town will vote to raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) to supplement the budget of the Tree Warden for the fiscal year 2017, and/or take any action relative thereto.

Submitted by Tree Warden

Requires Majority Vote

EXPLANATION OF ARTICLE: Due to storm damage, the summer drought, and caterpillar infestation, there has been an unanticipated increase in the number of trees to be taken down, at least 25 to 30 extra trees beyond what was expected when the budgets were prepared last winter.

ARTICLE 4: To see if the Town will vote to raise and appropriate the sum of Five Thousand Dollars (\$5,000) for the purpose of contracting for service to evaluate all Town Hall records, determine those that are permanent records, and provide recommendation on method of preservation and related costs, or take any action relative thereto.

Submitted by Town Accountant and Board of Selectman

Requires Majority Vote

EXPLANATION OF ARTICLE: This appropriation would be used to contract for services to identify all Town Hall records that are permanent records of the Town, many records outline recommended method of preservation and estimate the related costs.

ARTICLE 5: To see if the Town will vote to raise and appropriate the sum of Two Hundred and Fifty Thousand Dollars (\$250,000.00) for the purpose of supplementing the Capital Stabilization Fund, or take any action relative thereto.

Submitted by the Board of Selectmen

Requires 2/3 Vote

EXPLANATION OF ARTICLE: This appropriation would add funds to the Capital Stabilization Fund to be used for purchasing capital assets or payment of related debt service on capital assets. Any proposed use of the fund would require a 2/3 vote of town meeting.

ARTICLE 6: To see if the Town will vote to allocate funds in the amount of \$34,225.00 from the FY2016 appropriation voted at the Annual Town Meeting of June 15, 2015 in Article 18 and to appropriate from free cash the sum of \$92,000.00 for the purpose of funding and implementing the cost items contained in the Collective Bargaining Agreement (CBA) between the Town of Freetown and the Freetown Police Association covering the period of July 1, 2015 through June 30 2018 and supplementing the FY 2017 personnel and overtime budgets of the police department in the amounts and categories as on file with the Town Clerk's office and/or take any action relative thereto.

Submitted by Board of Selectmen

Requires Majority Vote

EXPLANATION OF ARTICLE: Free cash of \$185,000 was voted at the annual town meeting to fund CBA with 4 unions. To date the remaining balance is \$34,225.00. The amount needed for second year cost items for this union has been calculated. The article will move the funding out of the reserve account and use free cash to supplement the departmental budget as indicated in the supplementary schedules on file with the Town Clerk.

ARTICLE 7: To see if the Town will vote to appropriate from free cash the sum of Seven Hundred Thousand Dollars (\$700,000) for the purpose of reducing the outstanding Bond Anticipation note (BAN) for the capital project for the rehabilitation of the South Main Street and Locust Street bridges, and/or take any action relative thereto.

Submitted by: Board of Selectmen

Requires Majority Vote

EXPLANATION OF ARTICLE: *This appropriation would use free cash to pay down the outstanding balance of the BAN in the capital project fund for the rehab of 2 bridges. The BAN was issued in June 2016 for 6 months and is due in December 2016. This article would use available funds to reduce the debt and interest charges.*

ARTICLE 8: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$750,000 to fund the costs of site evaluation, engineering and design services and project management services for the design, bidding and construction, including but not limited to schematic design, construction documents, bidding and construction oversight of a new Police Station, and any costs incidental and related thereto; and further to authorize the Board of Selectmen to enter into any agreement and execute all documents including contracts for a term in excess of three years, necessary to effectuate the purposes of this Article, and/or take any action relative thereto.

Submitted by: Town Administrator

Requires Majority Vote

EXPLANATION OF ARTICLE: *This article will fund the engineering, design and project management services for the construction of a new police station.*

ARTICLE 9: To see if the Town will vote to appropriate from certified retained earnings of the Water Enterprise Fund the sum of Fifty Thousand Dollars (\$50,000.00) for the purpose of funding an Emergency Reserve Fund, or take any action relative thereto.

Submitted by Board of Water and Sewer Commissioners

Requires Majority Vote

EXPLANATION OF ARTICLE: *The funding of an Emergency Reserve Fund for the water department assists management with the ability to have budget flexibility arising from unforeseen events. Transfers out of the Emergency Reserve Fund require approval by the Finance Committee.*

ARTICLE 10: To see if the Town will vote to appropriate the sum of \$18,725 from the certified retained earnings in the Water Enterprise Fund for the purpose of paying prior fiscal year bills to the City of Fall River for water use charges, or take any action relative thereto.

Submitted by: Board of Water and Sewer Commissioners

Requires 9/10 Vote

EXPLANATION OF ARTICLE: *There are three accounts with the City of Fall River with outstanding balances. At one point, interest was accruing on the unpaid balance. The Water Commissioners were able to get the City to credit the accrued interest, but when the bills were presented for payment, the credit for the interest was used to reduce the actual water charges, not the outstanding interest. This was incorrect, but understandable due to the formatting of the bills and a change in billing software used by the City, which caused some confusion in reading the bills. The water department certifies the water was received and payment is outstanding.*

ARTICLE 11: To see if the Town will vote to appropriate the sum of \$45,466.69 from the certified retained earnings of the Water Enterprise Fund for the purpose of paying prior fiscal year bills to the City of New Bedford for water use charges for four system routes in East Freetown, or take any action relative thereto.

Submitted by: Board of Water and Sewer Commissioners

Requires 9/10 Vote

EXPLANATION OF ARTICLE: *These accounts are with the City of New Bedford servicing East Freetown and have outstanding balances for water usage. The accounts service routes are known as Pinewood, Braley, Middleboro, and Conduit. The Freetown Water & Sewer Commission has determined that the majority of the unpaid bills consist of penalty fees which initially were thought to be an error and therefore not paid. After researching billing for these four accounts, The Water Commissioners were able to determine that the monies owed from previous year billing is accurate and true. The water department certifies the payment is outstanding.*

ARTICLE 12: To see if the Town will vote to appropriate the sum of \$3,030.00 from the certified retained earnings of the Water Enterprise Fund for the purpose of paying prior fiscal year bill to the City of Fall River for water use charges at 5000 Innovation Way, or take any action relative thereto.

Submitted by: Board of Water and Sewer Commissioners

Requires 9/10 Vote

EXPLANATION OF ARTICLE: *This is an account with the City of Fall River with outstanding balance. The account services a meter that was installed for future use by industrial customers potentially coming into Assonet. The meter is not currently being used and there had been debate as to whether or not the FW&SC was to be charged the meter base fee and thus, not paid. The Water Commissioners were able to determine that the meter base fee is in the existing contract with the City of Fall River and therefore the amount owed from previous year's billing is accurate and true. The water department certifies the payment is outstanding.*

ARTICLE 13: To see if the Town will vote to appropriate the sum of \$67,170.00 from the certified retained earnings of the Sewer Enterprise Fund for the purpose of paying prior fiscal year bills to the City of Fall River for sewer use charges, or take any action relative thereto.

Submitted by: Board of Water and Sewer Commissioners

Required 9/10 Vote

EXPLANATION OF ARTICLE: *This is for accounts with the City of Fall River with outstanding balances for sewer usage. The accounts service ISP and Stop and Shop and the Freetown Water & Sewer Commission has received payment from both commercial customers but failed to pay the City of Fall River during FY2016. The Water Commissioners were able to determine that the monies owed from previous year billing is accurate and true. The water department certifies the payment is outstanding.*

ARTICLE 14: To see if the Town will vote to reduce the amount raised from Sewer Enterprise Revenues for FY17, previously voted under Article 12 of the Annual Town Meeting of June 6, 2016, by the sum of One Hundred Fifty-Seven Dollars (\$157.00), said sum to be allocated to the general fund for the purpose of reducing funding of indirect costs previously appropriated in the Omnibus Budget, Article 1, of the Annual Town Meeting of June 6, 2016, or take any other action relative thereto.

Submitted by Board of Water and Sewer Commissioners

Requires Majority Vote

EXPLANATION OF ARTICLE: *A formal indirect cost allocation plan was adopted by the Board or Water & Sewer Commissioners, the Board of Selectmen and the Finance Committee. The enterprise fund needs to reimburse the general fund for all of the indirect costs associated with operating the department. The amount listed below as current calculation is based on the FY17 budget and the amount listed as original is based on the FY16 budget. The values now need to be lowered with the adoption of the FY17 budget and a revision of \$ -157 is needed.*

Indirect Costs (in the general fund):

	Original	Current Calculation	Amount of Revision
Finance	\$ 1,654	\$ 3,804	\$ 2,150
Utilities	\$ 290	\$ 273	\$ (17)
IT service	\$ 234	\$ 222	\$ (12)
Insurance	\$ 3,311	\$ 2,001	\$ (1,310)
Retirement	\$ 2,024	\$ 1,032	\$ (992)
Gen'l Admin	\$ 1,061	\$ 1,095	\$ 34
Less Int Credit	\$ - 100	\$ - 110	\$ (- 10)
Subtotal	\$ 8,474	\$ 8,317	\$ (- 157)

ARTICLE 15: To see if the Town will vote to supplement the amount raised from Water Enterprise Revenues for FY17, previously voted under Article 11 of the Annual Town Meeting of June 6, 2016, by the sum of Nine Thousand Six Hundred Thirty-Five Dollars (\$9,635), said sum to be allocated to the general fund for the purpose of funding increases in indirect costs previously appropriated in the Omnibus Budget, Article 1, of the Annual Town Meeting of June 6, 2016, or take any other action relative thereto.

Submitted by Board of Water and Sewer Commissioners

Requires Majority Vote

EXPLANATION OF ARTICLE: *A formal indirect cost allocation plan was adopted by the Board or Water & Sewer Commissioners, the Board of Selectmen and the Finance Committee.*

The enterprise fund needs to reimburse the general fund for all of the indirect costs associated with operating the department. The amount listed below as current calculation is based on the FY17 budget and the amount listed as original is based on the FY16 budget. The values now need to be updated with the adoption of the FY17 budget and a supplement of \$9,635 is needed.

Indirect Costs (in the general fund):

	Original	Current Calculation	Amount to Supplement
Finance	\$ 12,712	\$ 16,896	\$ 4,184
Utilities	\$ 967	\$ 956	\$ (11)
IT service	\$ 609	\$ 558	\$ (51)
Insurance	\$ 18,961	\$ 20,858	\$ 1,897
Retirement	\$ 12,261	\$ 15,905	\$ 3,644
Gen'l Admin	\$ 2,762	\$ 2,764	\$ 2
Less Int Credit	\$ - 40	\$ - 70	\$ (- 30)
Subtotal	\$ 48,232	\$ 57,867	\$ 9,635

ARTICLE 16: To see if the Town will vote to transfer from the Landfill Solid Waste Project Cost Receipts Reserved for Appropriation Fund the sum of Four Thousand Three Hundred Dollars (\$4,300) for the purpose of installing two methane detectors and providing for brush cutting/mowing at the landfill site on Howland Road, or take any action relative thereto.

Submitted by Board of Health

Required Majority Vote

EXPLANATION OF ARTICLE: *This appropriation would use available funding from the Landfill Project Cost Fund to provided needed repairs/maintenance at the closed landfill. The fund currently has a balance of \$72,060. Two new Sierra Monitor Methane Detectors set for 5,000 parts per million alarm would be placed at the transfer station trailer and the dog kennel. Also, one round of mowing and brush cutting of the site would be done. This work is recommended by Woodard & Curran, the engineering firm that monitors the Howland Rd Landfill for DEP compliance.*

ARTICLE 17: To see if the Town will vote to amend the vote taken under Article 6 of the Special Town Meeting held October 27, 2015, by permitting the funds appropriated thereunder to also be expended for tree work at the Mother's Brook Cemetery, and/or take any action relative thereto.

Submitted by: Cemetery Commission

Requires Majority Vote

EXPLANATION OF ARTICLE: *Some savings have been realized on the original tree removal project (which is still ongoing), while a new tree issue has arisen at the Mother's Brook Cemetery.*

ARTICLE 18: To see if the Town will vote to amend the Town's General Bylaws to reduce the number of members of its Finance Committee from seven to five as follows:

(a) In Article 1, Town Meeting; Section 1.2, Election of Officers – Referendum Questions, delete the words "two Finance Committee members in 1992, two Finance Committee members in 1993 and three Finance Committee members in 1994" and insert in place thereof the words "two Finance Committee members in 2017, one Finance Committee member in 2018, and two Finance Committee members in 2019"; and

(b) In Article 4, Finance Committee; Section 4.1, Committee Members, delete from the second sentence the language "seven (7)" and insert in place thereof the language "five (5)";

and/or take any action relative thereto.

Submitted by Finance Committee

Requires Majority Vote

EXPLANATION OF ARTICLE: Finance Committee would like to reduce their numbers from 7 members to 5 members.

ARTICLE 19: To see if the Town will vote to transfer the care, custody, and control of the following parcels of land taken by the Town for nonpayment of taxes from the Tax Title Custodian as held for tax title purposes to the Conservation Commission under the provisions of Section 8C of Chapter 40 of the General Laws, and further to dedicate and designate the parcels for conservation purposes subject to the protections of Article 97 of the Amendments to the Massachusetts Constitution:

1. Map 210, Lot 76	0 Matawa Drive	Book 3226, Page 149
2. Map 210, Lot 80	0 Sassamon Drive	Book 3844, Page 051
3. Map 210, Lot 81	0 Sassamon Drive	Book 3010, Page 192
4. Map 210, Lot 82	0 Sassamon Drive	Book 2961, Page 228
5. Map 210, Lot 83	0 Weetamoe Heights Street	Book 3816, Page 146
6. Map 210, Lot 84	0 Sassamon Drive	Book 2995, Page 159
7. Map 210, Lot 85	0 Sassamon Drive	Book 3226, Page 148
8. Map 210, Lot 87	0 Sassamon Drive	Book 3816, Page 145

All books and pages noted above are references to final judgments recorded in the Bristol County Registry of Deeds, Fall River District.

And/or take any action relative thereto.

Submitted by Conservation Commission

Requires 2/3 Vote

EXPLANATION OF ARTICLE: This article would take parcels of land that the Town has foreclosed on for tax purposes and place them under the care of the Conservation Commission. This land has a variety of wetlands and pleasant natural features, and also a

rudimentary trail system is already in place. Coupled with its proximity to Profile Rock and Freetown State Forest, it would make a valuable area for preservation and passive recreation.

ARTICLE 20: To see if the Town will vote to amend the Town of Freetown Protective By-laws, **Article 11 Zoning By-laws, Section 11.18 Zoning Districts (I) Table of Use Regulations** by deleting “Scrap or Junk Yards” as a use and inserting in place thereof “Scrap/Junk/Salvage Yard”, and to change the zoning classifications in the table as follows:

See proposed changes to the table of use regulations below

Use	R	B	I	I/2	G	OSR	VR	VB
Scrap/Junk/Salvage Yard	N	N	SP	SP	SP	N	N	N

And/or take any action relative thereto.

Submitted by: Planning Board

Requires 2/3 Vote

EXPLANATION OF ARTICLE: *This article would specify the districts in and process by which the aforementioned use is allowed in the Town.*

ARTICLE 21: To see if the Town will vote to amend the Town of Freetown Zoning Map by changing the zoning classifications of a list of parcels, as on file with the Office of the Town Clerk, from various districts to Open Space and Recreation Use and/or take any other action relative thereto. A map of the proposed Amendments to the Zoning Map is on file with the Town Clerk.

Submitted by: Planning Board

Requires 2/3 Vote

EXPLANATION OF ARTICLE: *This article would change the zoning district classification for multiple parcels in Town. The list is comprised of properties owned by the Conservation Commission, Commonwealth, the Town of Freetown, as well as miscellaneous parks, non-profit land, cemeteries, and churches.*

ARTICLE 22: To see if the Town will vote to amend the Town of Freetown Protective By-laws, **Article 11 Zoning By-laws, Section 2 Definitions** to include the following definitions for “Commercial Recycling Facility”, and “Scrap/Junk/Salvage Yard”

Commercial Recycling Facility: A facility where recyclable material is collected from the public and/or private business and sorted, processed, and/or baled in preparation for shipment to others for remanufacture into new materials.

And/or take any action relative thereto.

Scrap/Junk/Salvage Yard: an establishment or place of business which is maintained, operated, or used for storing, keeping, buying, or selling junk, or for the maintenance or operation of an automobile graveyard.

Submitted by: the Planning Board

Requires 2/3 Vote

EXPLANATION OF ARTICLE: *This article updates the definitions section to clarify language included elsewhere in the bylaws.*

ARTICLE 23: To see if the Town will amend Zoning By-Law 11.20: Signs by adding the proposed new section set out below, in order to permit digital/electronic billboards, under carefully regulated circumstances and only within a prescribed overlay district (see attached annotated Assessor's Map with approximate depiction of proposed district).

Explanation:

Currently, the Town does not allow billboards of any kind. Many other cities and towns in eastern Massachusetts have permitted digital/electronic billboards along major highways in areas zoned for commercial/industrial uses, via by-law provisions such as those proposed below, which address issues related to safety and protect the interests of neighboring properties. This article seeks to amend the sign by-law so as to allow digital/electric billboards (not other kinds of billboards), but only in limited, prescribed locations along Route 24, after application to the Planning Board for the issuance of a Special Permit based on full compliance with the provisions of both the by-law itself, and existing, applicable Massachusetts statutes and regulations. Billboards will bring annual revenue to the Town. In addition to their advertising purpose, they can also be used by the Town's school, fire and police departments to post public service announcements and emergency alerts. Digital/electric billboards can be placed in such a way that they will not interfere with safe auto travel, will not disturb the historic and aesthetic appeal of the Town, and will not interfere with the enjoyment of neighboring properties.

11.20J. Digital/Electric Billboard Zoning Overlay District and Requirements:

1. **Introduction:** This Section 11.20J amends Zoning By-Law 11.20: Signs by creating a new Digital/Electric Billboard Zoning Overlay District and setting forth requirements for such billboards.

Any and all contrary restrictions and provisions contained in Sections 11.20A through 11.20I shall not apply to Section 11.20J.

2. **Purpose:** This Section 11.20J is for the implementation and regulation of all digital/electric billboards. The intention of this section is to create a set of requirements applicable to an overlay district superimposed over certain of the

Industrial, Business, and General Use Districts located adjacent to Route 24, to facilitate a safe, clean, and more attractive Route 24 corridor by regulating digital/electric billboards while providing advertising opportunities that do not presently exist to enhance and promote local businesses and non-profit charitable organizations while also providing a platform for public service announcements.

The Digital/Electric Billboard Overlay Zoning District and its requirements shall establish reasonable standards in accordance with the following:

- A. To responsibly address the changing technology of digital displays and the Town's desire to regulate this technology as applied to off-premise signage;
- B. To regulate the quality, scale and impact of non-accessory Digital/Electric Billboards in designated areas to maintain both a competitive business market and an aesthetically attractive residential community;
- C. To encourage the installation of Digital/Electric Billboards along Route 24, within the overlay district and in accordance with the requirements of the federal Highway Beautification Act and the State Regulations as most recently amended;
- D. To encourage the siting of Digital/Electric Billboards in such locations that they will not cause driver distraction, but can provide public service announcements in emergency situations for the safety and welfare of the public;
- E. To preserve the residential character of Freetown and protect the environmental, historic and open space resources of the community by designating defined areas of location that minimize potential adverse effects.

3. **Definitions:**

The following definitions shall apply only to Sections 11.20J:

- A.) **State Regulations:** 700 CMR 3.00: Control and Restriction of Billboards, Signs and Other Advertising Devices, as amended or successor regulations.
- B.) **Digital/Electric Billboard:** A digital/electric sign, only allowed within the Digital/Electric Billboard Zoning Overlay District, which is defined as an electronic message display utilizing light-emitting diodes (LEDs), plasma or other technology that present static or multiple static advertisements on a rotating basis, freestanding, larger than forty (40) square feet in gross area, which does not advertise a business or profession conducted, a service offered or a commodity sold upon the premises where such sign is located, and which is subjected to the

rules and regulations of the Office of Outdoor Advertising and the State Regulations.

4. **Digital/Electric Billboard Overlay District:** The Digital/Electric Billboard Overlay District shall include parcels of land within the Industrial, Business, and General Use Districts and adjacent to Route 24, south of and including Parcels 214-104 and 215-045.

5. **Digital/Electric Billboard Requirements:**

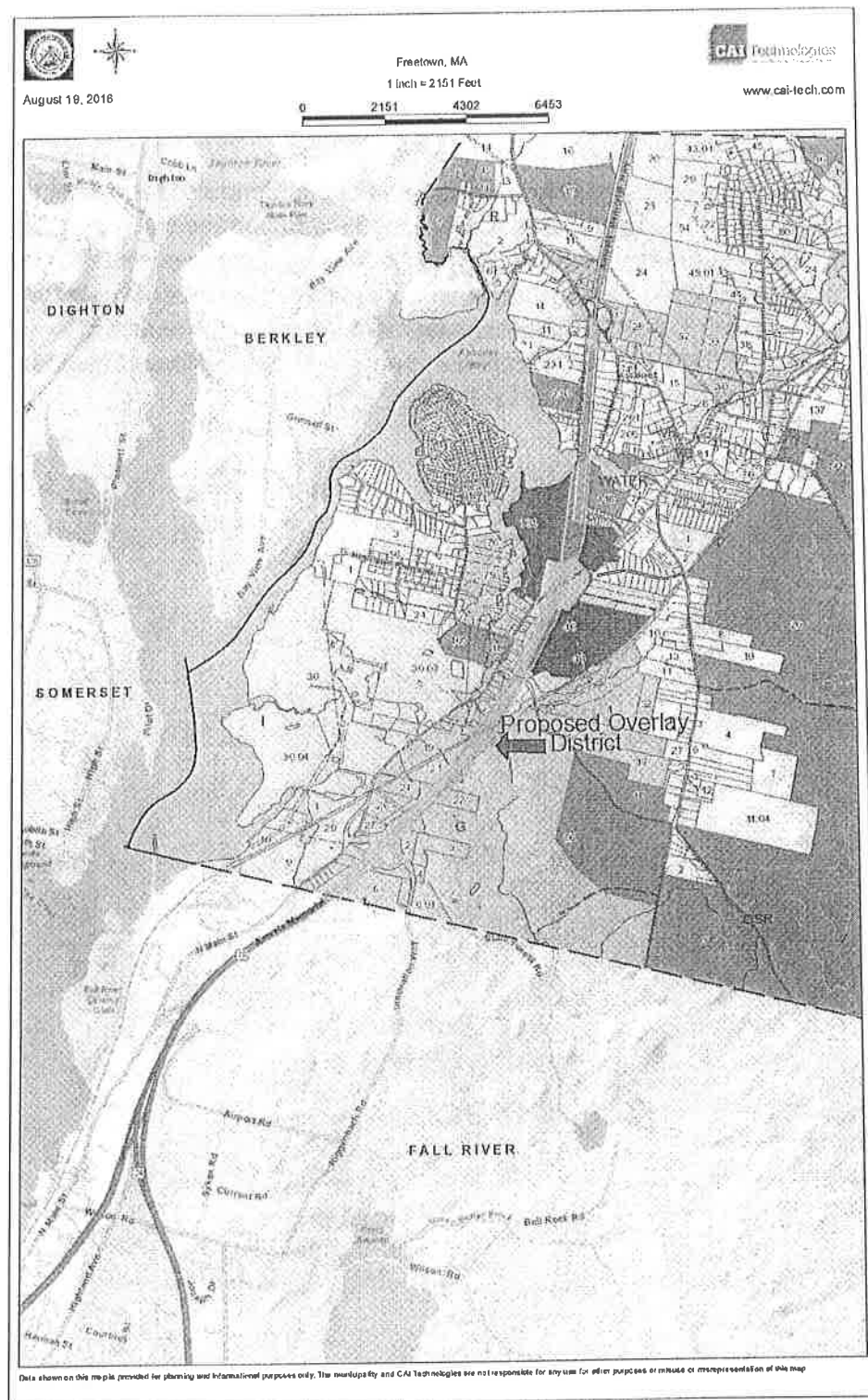
- A.) **Special Permit:** Digital/Electronic Billboards as defined in this section shall be allowed within the Digital/Electric Billboard Overlay District, only by grant of a Special Permit issued by the Planning Board as Special Permit Granting Authority in accordance with Section 11.20C(3). The Planning Board may limit the permit for a specific term of years.

Special Permit applications shall be submitted in accordance with the administrative procedures in Section 11.20C(6) and as outlined in Massachusetts General Law Chapter 40A. The Planning Board shall not render a decision on an application for a special permit under this section without making findings including but not limited to:

- i. The applicant has demonstrated compliance with the regulations of the Office of Outdoor Advertising and the State Regulations;
- ii. The applicant has demonstrated the digital/electric billboard will be located so as not to illuminate or otherwise disturb residentially zoned property or pre-existing non-conforming property or other property used for residential purposes within the Town of Freetown, excluding hotels or motels;
- iii. The applicant has demonstrated the billboard will be located not more than one hundred (100) feet from the highway right of way and not less than one thousand (1000) feet from another digital/electric billboard;
- iv. The applicant has demonstrated the proposed billboard shall be permanently affixed to a pedestal or other main support structure (no portable billboards are permitted and no billboards shall be placed on roofs or walls of buildings);
- v. The applicant has demonstrated the exposed back of signs, poles or other support structures of the proposed billboard are painted and maintained in a manner that appropriately blends with the surrounding buildings and landscape;

- vi. The applicant has demonstrated no billboard sign face exceeds seven hundred fifty (750) square feet total area on either side nor exceeds fifteen (15) feet in height and fifty (50) feet in width;
- vii. The applicant has demonstrated the proposed billboard has a front yard setback of fifty (50) feet, a side yard setback of fifty (50) feet and a rear yard setback of forty (40) feet, and further, is not erected in excess of seventy-five (75) feet in height from the ground to the top edge of the billboard;
- viii. The applicant has demonstrated the proposed location does not adversely interfere with the use of adjacent properties; including but not limited to, increasing noise or vibration, casting a shadow, or causing a flicker on adjacent properties;
- ix. The applicant has demonstrated the billboard is in harmony with or suitable for the surrounding area and would not do significant damage to the visual environment (in making this determination, the Planning Board may consider among other factors: the health, safety and general welfare of the public, the scenic beauty of the area, the physical, environmental, cultural, historical or architectural characteristics of the location and area, proximity to schools, places of worship or open space, the structure, height and size of the sign, and/or the number of other signs on the premises and in the area where the billboard is proposed);
- x. The billboard shall have no flashing lights (flashing shall be defined as changing natural or artificial light or color effects by any means except as may occur when panels or messages change on digital/electronic billboards);
- xi. The billboard shall not have sound;
- xii. The billboard shall not project video or images that otherwise give the illusion of video or movement;
- xiii. The billboard shall not have any form of pyrotechnics;
- xiv. The billboard shall not display sexually orientated, sexually provocative or adult oriented businesses as defined in Massachusetts General Law Chapter 272, Section 31, nor shall it display any advertising or messages containing words, statements, or graphic descriptions of an obscene or indecent nature; and
- xv. The Planning Board shall determine the amount of annual hours the billboard shall devote to public service announcements during a calendar year.

- B.) **Special Permit Conditions:** The Planning Board may impose reasonable conditions and safeguards as it deems necessary to secure the objectives of Section 11.20J, and to protect the welfare and inhabitants of the Town of Freetown.
- C.) **Impact Agreement:** The granting of a Special Permit for construction of a digital/electronic billboard shall be contingent upon the execution of a mutually satisfactory Impact Agreement between the Applicant and the Board of Selectmen. The Impact Agreement may include payment of monetary compensation and/or dedicated advertising/public service announcements for the benefit of the Town of Freetown or non-profit charitable organizations as designated by the Town of Freetown.



Submitted by: Petition

Requires 2/3 Vote

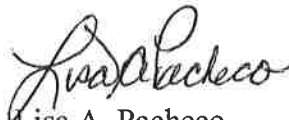
And you are hereby directed to serve this Warrant by posting attested copies thereof at the following places: Assonet Post Office, East Freetown Post Office, the stores of Quick Pic in East Freetown, Junior's Convenience Store and Freetown Town Hall, and the Freetown Communications Center.

Hereof, fail not and make return of the original Warrant with your doings thereon immediately after making service thereof to the Town Clerk of the Town of Freetown, Massachusetts.

Given under our hands and seal of the Town of Freetown, this 4th day of October, Anno Domini, Two Thousand Sixteen.



Paul G. Sadeck
Chairman



Lisa A. Pacheco



Robert Jose

FREETOWN BOARD OF SELECTMEN

